



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE MATTER OF THE PATENT
APPLICATION FOR REISSUE OF

Application of: Randall H. JAMAIL

U.S. Patent No.: 5,995,457

Application No.: 09/997,260

Examiner: Ali Neyzari

Filed: March 28, 2003

Group Art Unit: 2655

For: METHOD OF MASKING DATA ON
DIGITAL VIDEO DISKS (DVD)

Attorney Docket No.: U015452-4

REISSUE DECLARATION UNDER 37 C.F.R. 1.175

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

I, Randall H. Jamail, declare that I am a citizen of the United States, residing at the address set forth below my name and signature, and I further declare that:

I have reviewed and understand the contents of the above-identified specification and verily believe I am the original first and sole inventor of the invention entitled METHOD OF MASKING DATA ON DIGITAL VIDEO DISKS (DVD) as described and claimed in the reissue specification of U.S. Patent No. 5,995,457 ("the '457 patent"), which issued November 30, 1999, from application Serial No. 08/702,293, filed August 20, 1996. The '457 patent, in turn, is a continuation-in-part of application Serial No. 08/510,201, filed August 2, 1995, now U.S. Patent No. 5,608,701 ("the '701 patent"). The '701 patent, in turn, is a continuation of application Serial No. 08/343,637, filed November 22, 1994, now U.S. Patent No. 5,467,327 ("the '327 patent"). The '327 patent, in turn, is a continuation-in-part of application Serial No. 08/301,040, filed September 6, 1994, now U.S. Patent No. 5,471,443 ("the '443 patent"). The '443 patent, in turn, is a continuation of application Serial No. 08/172,849, filed December 22, 1993, abandoned.

Applicant hereby claims the benefit under 35 USC § 120 of the parent U.S. applications:

- 1) application Serial No. 08/510,201, filed August 2, 1995, now U.S. Patent No. 5,608,701;
- 2) application Serial No. 08/343,637, filed November 22, 1994, now U.S. Patent No. 5,467,327;
- 3) application Serial No. 08/301,040, filed Sep. 6, 1994, now U.S. Patent No. 5,471,443; and
- 4) application Serial No. 08/172,849, filed Dec. 22, 1993.

I have reviewed and understand the contents of the above-identified application, as presented both in the original patent and in the reissue application and in newly added claims 15-59 of the reissue application.

I do not know and do not believe that my invention was ever known or used in the United States before the date of our invention thereof.

The invention described and claimed in the '457 patent, the '701 patent, the '327 patent and the '443 patent has not been patented or made the subject of an inventor's certificate in any country foreign to the United States on an application filed by us or our legal representatives or assigns more than twelve months prior to December 22, 1993, the filing date of the parent application, Serial No. 08/172,849.

I acknowledge my duty to disclose information which is material to the patentability of the claims of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56;

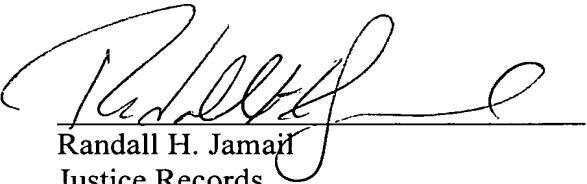
I verily believe that the '457 patent to be, through error and without any deceptive intent, partly inoperative by reason of claiming less than I had a right to claim. Specifically, the '457 patent is believed to be partly inoperative for at least the reason that the claims are included one or more limitations that were not necessary to define over the known prior art. For example, a limitation in claim 1 — "the first start position is indicative of the beginning of the data recording area for a first track and the start position for each subsequent track, if any, is indicative of the beginning of the data recording area for the respective track" — was not necessary to define over the known art.

All errors which were corrected in the reissue application up to the time of filing of this declaration arose without any deceptive intention on the part of the applicant.

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of this application or any reissue patent issuing therefrom;

WHEREFORE, I pray that the Letters Patent of the '457 patent be reissued and granted for the invention or discovery described and claimed in the foregoing specification and claims, and I hereby subscribe my name to the foregoing specification and claims as of the date indicated below.

12-20-05
Date


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